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JAN 29 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/764,710
Filed: 01/24/2004
Applicant: Hoffman
For: LIQUID DISPENSING
DEVICE

Examiner: Nagpaul, Jyoti
Group Art: 1743

CERTIFICATE OF TRANSMISSION
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office,
Fax No. 571-273-8300 on <u>1/29/08</u>

Signature of Person Mailing Correspondence
John R. Ross, III
Typed or Printed Name of Person Signing this Certificate

Petition to Withdraw Holding of Abandonment under 37 CFR 1.181(a)

Sir,

This letter is in response to the Notice of Abandonment dated 1/24/2008. In response to the Notice of Abandonment, Applicant respectfully requests that the holding of abandonment be withdrawn and that Examiner enter the issue fee payment properly filed on 12/24/2007. In support of this request, Applicant submits the following statement:

1. On September 9, 2007, Examiner Nagpaul sent a Notice of Allowance to Applicant for U.S. Application No. 10/764,710.
2. On December 24, 2007, Applicant filed a response to the Notice of Allowance. The response was filed via first class mail and included a proper certificate of mailing. The signed and dated certificate of mailing showed that the date of deposit was December 24, 2007. The response also included a check for \$1740 and an authorization to charge deposit account 200678 for any deficiency in payment. Furthermore, the response included a Notification of Change of Small Entity Status. (See Enclosure 1)
3. Nevertheless, even though the issue fee payment and publication fee payment were timely filed with a proper certificate of mailing, on 1/24/08 Examiner Nagpaul sent a Notice of Abandonment.
4. Because Applicant's December 24, 2007 reply was timely filed with a proper certificate of mailing, and included the required fees as well as an authorization to charge all fee deficiencies to deposit account 200678, Applicant respectfully requests that the holding of abandonment be withdrawn and that Examiner enter the response filed on December 24, 2007.

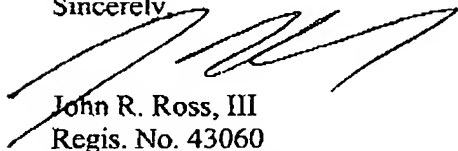
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The Commissioner is hereby authorized to charge and credit Deposit Account No. 200678 as described below:

- a. Charge \$1740 for total fees due for issue fee and publication fee
- b. Credit any overpayment
- c. Charge any additional fee or fee deficiency required.

Sincerely,



John R. Ross, III
Regis. No. 43060
Ross Patent Law Office
P.O. Box 2138
Del Mar, CA 92014
858-755-3122
FAX: 858-755-3122

PART B - FEE(S) TRANSMITTAL

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Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or **Fax** (571)-273-2885

JAN 29 2008

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

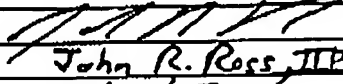
7590

09/24/2007

John R. Ross, III
Ross Patent Law Office
P.O. Box 2138
Del Mar, CA 92014

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

	(Depositor's name)
John R. Ross, III	(Signature)
12/24/07	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10764,710	01/24/2004	John K. Hoffman		9163

TITLE OF INVENTION: LIQUID DISPENSING DEVICE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	<input checked="" type="checkbox"/>	\$700 \$1400	\$300	\$0	\$1000 \$1740	12/24/2007

EXAMINER	ART UNIT	CLASS-SUBCLASS
NAGPAUL, JYOTI	1743	422-100000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

- 1 John R. Ross
2 John R. Ross, III
3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee
☒ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☒ A check is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 200678 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
☒ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Date

Typed or printed name

Registration No.

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

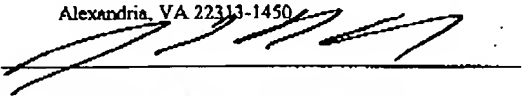
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App No.: 10/764,710
Issued: 1/24/2004
Applicant: Hoffman
For: Liquid Dispensing
Device

CERTIFICATE OF MAILING
I certify that this document is being deposited on <u>12/24/07</u> with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the:
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Signature of Person Mailing Correspondence
John R. Ross, III

Notification of Change of Small Entity Status

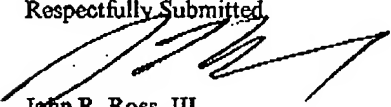
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir,

Small entity status is no longer appropriate for the above-identified application.

Please find enclosed with this letter Issue Fee Transmittal form PTOL-85.

Respectfully Submitted,



John R. Ross, III
Ross Patent Law Office
Regis. No. 43060
PO Box 2138
Del Mar, CA 92014
Phone: 858-755-3122
Fax: 858-755-3122

(Encl 1)

2334

ROSS PATENT LAW OFFICE
PO BOX 2138
DEL MAR, CA 92014
PH: (619) 755-3122

DATE: 12/24/07

\$ 1740.00

PAY TO THE ORDER OF: Director USPTO

One Hundred seven hundred forty and 00/100 DOLLARS

Bank of America
Del Mar Highlands
1555 Del Mar Heights Rd
San Diego CA
92108-4590

10/17/07 710 750090000

FOR

(Encl 1)